

AN ORDINANCE

CITY COUNCIL

00-0-2070

Councilman Debi Starnes

An Ordinance to amend Part II, Chapter 10, Section 10-94 of the Alcoholic Beverage Code of the Code of Ordinances of the City of Atlanta so as to exempt certain properties from the distance requirements for sale for consumption on premises

WHEREAS, the Loudermilk Building located at 100 Edgewood Avenue is the site for numerous non-profit organizations;

Whereas, the United Way of Metropolitan Atlanta is the umbrella organization under which a number of non-profits operate; and

WHEREAS, from time to time these non-profits hold charitable functions; and

WHEREAS, these functions will need to be able to sell alcohol by the drink for such events.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA as follows:

Section 1: That Section 10-94 (a) which reads:

(a) Any applicant for a license for the sale of alcoholic beverages for consumption on the premises located within the following area shall not be required to comply with the distance requirements set forth in section 10-88:

(1) Any property located on Peachtree Street or Road or any property located within a shopping center which has a frontage of at least 200 feet on Peachtree Street or Road.

(2) Any property located on Stewart Avenue between Lakewood Freeway and I-85 or any property located within a shopping center which has a frontage of at least 200 feet on Stewart Avenue.

(3) Any shopping center located on the east side of Monroe Drive between Eighth Street and Virginia Avenue.

(4) Any property within Piedmont Park which has been leased by the city to an applicant for an initial term



be amended as to read:

(a) Any applicant for a license for the sale of alcoholic beverages for consumption on the premises located within the following area shall not be required to comply with the distance requirements set forth in section 10-88:

(1) Any property located on Peachtree Street or Road or any property located within a shopping center which has a frontage of at least 200 feet on Peachtree Street or Road.

(2) Any property located on Stewart Avenue between Lakewood Freeway and I-85 or any property located within a shopping center which has a frontage of at least 200 feet on Stewart Avenue.

(3) Any shopping center located on the east side of Monroe Drive between Eighth Street and Virginia Avenue.

(4) Any property within Piedmont Park which has been leased by the city to an applicant for an initial term

(5) Any room or area within the Loudermilk Building, which is bounded by Auburn Avenue on the north, Edgewood on the south, Courtland Street on the east, and Peachtree Park Avenue on the west, which is controlled by a bona-fide nonprofit organization.

Section 2: That Section 10-94 (b) which reads:

(b) Any applicant for a license for the sale of malt beverages or wine for consumption on the premises located within the following area shall not be required to comply with the distance requirements set forth in section 10-88:

(1) Any property located in the Little 5 Points business district fronting on the east side of Moreland Avenue between Mansfield Avenue on the north and McLendon Avenue on the south and all properties fronting on the west side of Moreland Avenue between Mansfield Avenue on the north and McLendon Avenue on the south; any properties fronting on the south side of Euclid Avenue from 1097 on the west to 1189 on the east and all properties fronting on the north side of Euclid Avenue from 1118 on the west to 1190 on the east; any properties fronting on the east side of Seminole Avenue from 441 on the north to 420 on the south.

- (2) Any property located in the east Atlanta business district fronting on the east side of Flat Shoals Avenue between McPherson Avenue on the north and May Avenue on the south and all properties fronting on the west side of Flat Shoals Avenue between McPherson Avenue on the north and 559 Flat Shoals Avenue on the south; any property fronting on the south side of Glenwood Avenue between 1323 Glenwood Avenue on the west and Brownwood Avenue on the east and all properties fronting on the north side of Glenwood Avenue between Haas Avenue on the west and 1246 Glenwood Avenue on the west.

Shall be amended to read:

- (b) Any applicant for a license for the sale of malt beverages or wine for consumption on the premises located within the following area shall not be required to comply with the distance requirements set forth in section 10-88:
1. Any property located in the Little 5 Points business district fronting on the east side of Moreland Avenue between Mansfield Avenue on the north and McLendon Avenue on the south and all properties fronting on the west side of Moreland Avenue between Mansfield Avenue on the north and McLendon Avenue on the south; any properties fronting on the south side of Euclid Avenue from 1097 on the west to 1189 on the east and all properties fronting on the north side of Euclid Avenue from 1118 on the west to 1190 on the east; any properties fronting on the east side of Seminole Avenue from 441 on the north to 420 on the south.
 2. Any property located in the east Atlanta business district fronting on the east side of Flat Shoals Avenue between McPherson Avenue on the north and May Avenue on the south and all properties fronting on the west side of Flat Shoals Avenue between McPherson Avenue on the north and 559 Flat Shoals Avenue on the south; any property fronting on the south side of Glenwood Avenue between 1323 Glenwood Avenue on the west and Brownwood Avenue on the east and all properties fronting on the north side of Glenwood Avenue between Haas Avenue on the west and 1246 Glenwood Avenue on the west.



3. Any room or area within the Loudermilk Building, which is bounded by Auburn Avenue on the north, Edgewood on the south, Courtland Street on the east, and Peachtree Park Avenue on the west, which is controlled by a bona-fide nonprofit organization.

Section 3: That all ordinances and parts of ordinances in conflict herewith are hereby repealed.

OMC Amendment incorporated by WHG 1/24/01

A true copy,

Phonda Daughkin Johnson
Municipal Clerk, OMC

ADOPTED as amended by the Council
APPROVED by the Mayor

JAN 16, 2001
JAN 23, 2001

RCS# 2565
1/16/01
4:45 PM

Atlanta City Council

Regular Session

00-O-2070

To exempt certain properties from
distance requirements
ADOPT **AS AMENDED**

YEAS: 12
NAYS: 0
ABSTENTIONS: 1
NOT VOTING: 3
EXCUSED: 0
ABSENT 0

NV McCarty	NV Dorsey	Y Moore	Y Thomas
Y Starnes	Y Woolard	Y Martin	Y Emmons
Y Bond	Y Morris	<u>A Maddox</u>	Y Alexander
Y Winslow	Y Muller	Y Boazman	NV Pitts

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(Do Not Write Above This Line)

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removed from held status by

ADOPTED BY

JAN 16 2001

COUNCIL

As Amended
Councilmember Maddox

- ☐ CONSENT REFER
☐ REGULAR REPORT REFER
☐ ADVERTISE & REFER
☐ 1st ADOPT 2nd READ & REFER
☒ PERSONAL PAPER REFER

Date Referred 12/4/00

Referred To: Public Safety/Legal Affairs

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee _____
Date _____
Chair *C.T. Maddox*
Referred to _____

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

FINAL COUNCIL ACTION

☐ 2nd ☐ 1st & 2nd ☐ 3rd
Readings
☐ Consent ☐ V Vote ☒ RC Vote

CERTIFIED

CERTIFIED
JAN 16 2001

CERTIFIED
JAN 16 2001

Shirley D. Johnson
MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED

JAN 23 2001

MAYOR